## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TENNESSEE AT KNOXVILLE

CLEMMIE MITCHELL,	)	
Plaintiff,	)	
v.	)	No.: 3:14-CV-581-TAV-HBG
SUPERIOR STEEL, INC.,	)	
Defendant.	, ) )	

## **ORDER**

This civil matter is before the Court on the Report and Recommendation entered by United States Magistrate Judge H. Bruce Guyton on October 30, 2015 (the "R&R") [Doc. 20]. In the R&R, Magistrate Judge Guyton recommends that the Court grant in part and deny in part defendant's motion for sanctions pursuant to Rule 37 of the Federal Rules of Civil Procedure [Doc. 16]. In particular, the magistrate judge recommends that: (1) plaintiff's claims be dismissed with prejudice and (2) all other requests for relief contained in the motion be denied [*Id.*]. There have been no timely objections to the R&R, and enough time has passed since the filing of the R&R to treat any objections as having been waived. *See* 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72.

After a careful review of the matter, the Court is in agreement with Magistrate Judge Guyton's recommendations, which the Court adopts and incorporates into its ruling. Accordingly, the Court ACCEPTS IN WHOLE the R&R [Doc. 20]. The Court hereby GRANTS in part and DENIES in part Defendant's Motion for Sanctions

Pursuant to Rule 37 for Failure to Obey Discovery Order [Doc. 16]. Plaintiff's claims are hereby **DISMISSED** with **prejudice**. The Clerk of Court is **DIRECTED** to **CLOSE** this case.

IT IS SO ORDERED.

s/ Thomas A. Varlan
CHIEF UNITED STATES DISTRICT JUDGE

ENTERED AS A JUDGMENT

s/ Debra C. Poplin
CLERK OF COURT